GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

AHDD&F Dept. – Sri N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa District – Initiated disciplinary proceedings - Explanation submitted - Exonerated from Charges - Further action dropped – Orders – Issued.

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ANIMAL HUSBANDRY DAIRY DEVELOPMENT & FISHERIES (Dy. & Vig.) DEPARTMENT

G.O.RT.No. 66 Dated: 27-02-2019

Read the following:-

1. From the Director General, Anti-Corruption Bureau, Vijayawada, C.No.163/DEDTCD/2016, S-7, Dt.10.01.2017.
2. Govt.Memo.No.5056/Dy.&Vig(2)/2015-2, dated: 24.03.2017.
3. From the Director General, Anti-Corruption Bureau, Vijayawada, C.No.163/DEDTCD/2016, S-7, Dt.15.03.2018.
4. Govt.Memo.No.5056/Dy.&Vig(2)/2015-3, dated: 02.04.2018.
5. From the Commissioner of Fisheries, A.P., Lr.No.3727/A2/2011, Dt.21.01.2019.
6. Govt.Memo.No.5056/Dy.&Vig(2)/2015-4, dated: 01.02.2019.
7. From the Commissioner of Fisheries, A.P., Letter No. 3727/A2/2011, Dt.14.02.2019.

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ORDER:

On the instructions of Government, in the reference 1st read above, the Director General, Anti-Corruption Bureau has submitted the discrete inquiry report on a petition levelling allegations against Sri. N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa district in respect of acquisition of assets in disproportionate to the known sources of his income along with a recommendation to initiate Departmental Action against the individual. Further, the Director General, Anti-Corruption Bureau, has furnished the Draft Article of Charges against the individual vide reference 3rd read above.

2. Based on the Director General, Anti-Corruption Bureau's Discrete Inquiry Report, Government instructed the Commissioner of Fisheries, A.P., to initiate Departmental Action/Disciplinary Proceedings against Sri. N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa district with a specific direction to obtain the concurrence of Government before disposal of such disciplinary proceedings vide reference 4th read above. The Commissioner of Fisheries was also directed to submit his specific remarks/recommendation on the explanations submitted by the Charged Officer Sri N.Reddaiah for taking necessary action vide reference 6th read above.

(PTO)

3. While communicating the remarks on the explanation of Charge Officer, the Commissioner of Fisheries intimated that among the seven allegations, as reported in Director General, Anti-Corruption Bureau Report, two allegations viz., Allegation No.1 & Allegation No.6 (a) are proved.

4. The Commissioner of Fisheries, further stated that **in respect of Allegation No.1**; the Hon'ble High Court issued Interim Stay Orders to stop the proceedings in the criminal case Cr.No.41/2011 u/s 420 IPC of Kadapa I town U/G PS. Later on, the Hon'ble High Court in the above case issued judgment dt.13.11.2017, pronounced that ***"the petitioner was provided with employment in the Fisheries Department. Subsequently, on the basis of the report of Vaartha Newspaper, after 18 years of the appointment of the petitioner in the Fisheries Department, that two compassionate appointments were given to the same family, the District Collector has recommended for departmental enquiry and for initiation of prosecution against the petitioner for cheating the department***." In the light of the departmental enquiry report, as ordered by District Collector, in respect of the elder son Sri N. Vijay Kumar who divided from the family and not supporting his old mother and younger brothers, a decision was arrived at by both the Superintendent of Police, Kadapa and the District Collector, Kadapa to consider for compassionate appointment to the next son of the family viz., Sri N. Reddaiah appears to be correct as per the rules and procedures in force. Further, the Commissioner of Fisheries, informed that there is no element of cheating on the part of the petitioner in obtaining compassionate appointment in the Fisheries Department. Hence, when the facts of the cases are such, any further proceedings in the above crime would only result in abuse of process of law. Therefore, in the light of Enquiry Report and High Court Judgment, it was concluded by the Commissioner of Fisheries, that there is no element of cheating in obtaining compassionate appointment by the petitioner i.e., Sri N.Reddaiah.

5. Further, the Commissioner of Fisheries, has informed with **regard to second allegation i.e., Allegation No.6(a)** i.e., for not taking prior permission to run the 3 ladies hostels in the name of his wife, a Charge Memo has been issued to Sri. N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa district. The Charged Officer has submitted his explanation starting that as per Rule 10 of A.P. Civil Services Conduct) Rules, 1964, the fact has already been informed to District Fisheries Officer, Kadapa on 16.04.2009 and 10.02.2016 and produced that documentary evidence. In view of the explanation & evidences produced by the Charged Officer, the CoF., has requested the Government to take further action in the matter at Government level.

6. After careful examination of the matter in detail with the material available on record and also explanation submitted by the Charged Officer, Government have decided to exonerate from all the allegations/charges against Sri. N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa District. Accordingly, Government hereby order to drop further action against Sri. N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa District.

(Cond-------)

7. The Commissioner of Fisheries, Andhra Pradesh, Vijayawada shall take further necessary action accordingly and report compliance.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. SREEDHAR
SECRETARY TO GOVERNMENT

To
The Commissioner of Fisheries, Andhra Pradesh, Vijayawada.
Copy to:
Sri N. Reddaiah, Fisheries Development Officer, O/o the Asst. Director of Fisheries, Kadapa District, through the Commissioner of Fisheries, Andhra Pradesh.
P.S. to the Hon'ble M (AHDDF) Dept.
P.S. to the Prl. Secy. to Govt., AHDD&F Dept.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER